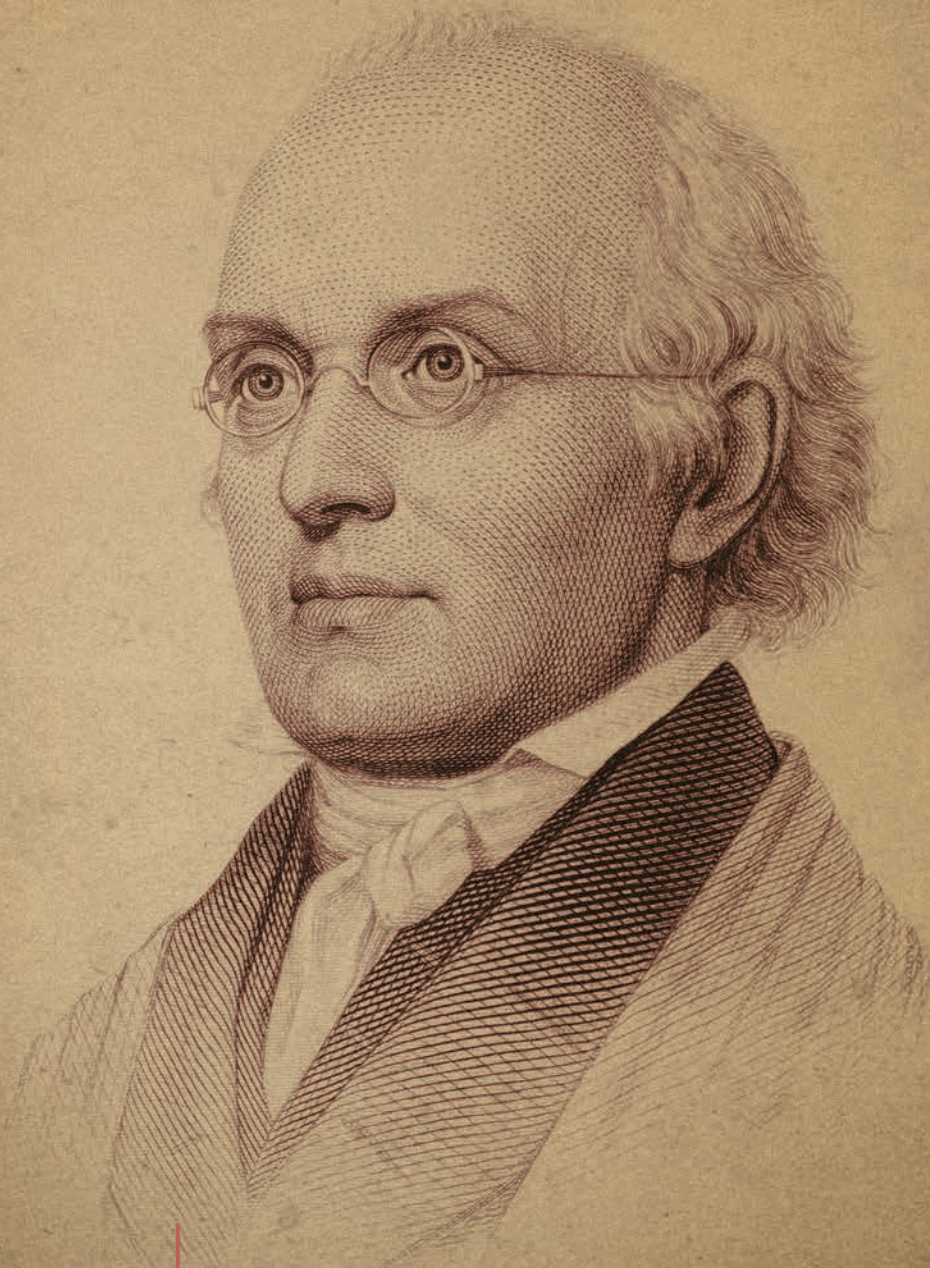


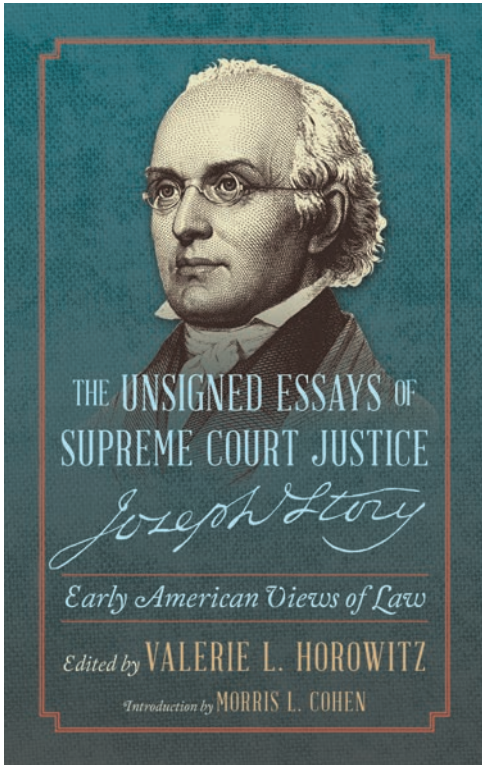
WORKS BY AND ABOUT JOSEPH STORY

November 6, 2018



TALBOT
PUBLISHING

THE
LAWBOOK EXCHANGE
LTD.



xxx, 387 pp.
Talbot Publishing

Hardcover 2015
ISBN 978-1-61619-454-3
\$59.95

Paperback 2015
ISBN 978-1-61619-456-7
\$49.95

The Unsigned Essays of Supreme Court Justice Joseph Story

Early American Views of Law

Valerie L. Horowitz, Editor

Introduction by
Morris L. Cohen [1927–2010]
Yale Law School

Written anonymously for the *Encyclopedia Americana* and now gathered in one volume, this work presents eighteen articles on major legal subjects by Joseph Story, Associate Justice of the Supreme Court of the United States and the first Dane Professor at Harvard Law School. The articles are virtually unknown today because they were unsigned and never republished in any other form. Ranging from “Law, Legislation and Codes,” “Common Law” and “Congress of the United States,” to “Law of Nations,” “Natural Law” and “Prize,” these extended essays are fascinating distillations of Story’s jurisprudence.

The *Encyclopedia Americana* was edited by Story’s friend Francis Lieber [1798–1872] who wrote the “Lieber Code” and was a distinguished professor at Columbia Law School who helped establish the field of political science in the United States.

The book includes an introduction by Morris L. Cohen that describes the genesis of Story’s involvement in writing the pieces and some of their main ideas. The appendix offers texts of rare related materials. With an index.

ADVANCE PRAISE

After the American Revolution, the United States caught fire as a commercial republic. But adaptation of the common law to the needs of a trading nation required a broad erudition and a long view of America’s role in the world. That combination was supplied by Supreme Court Justice Joseph Story, who was the faithful partner of Chief Justice Marshall and a New Englander who understood America’s commercial future. Now — in a literary event that should excite every lawyer — these extraordinary essays, published anonymously in the serial volumes of the 19th century *Encyclopedia Americana*, are again available. The detective work of historian Valerie Horowitz in identifying the essays and the preface by Yale’s celebrated law librarian the late Morris Cohen goes to show that antebellum legal history is still rich soil.

Talbot Publishing has done a signal service in ensuring continued attention to Justice Story’s foundational essays — which were the precursor to the modern law reform work of the American Law Institute and the Conference of Uniform State Law Commissioners.

RUTH WEDGWOOD

Edward Burling Professor of International Law,
Johns Hopkins University

In this handsome volume, we have for the first time a reader-friendly edition of Joseph Story’s little-known essays on American law published anonymously in Francis Lieber’s *Encyclopedia Americana*. With the late Morris L. Cohen’s learned introduction to guide us, we can detect, even more clearly than in his judicial opinions, the intellectual foundations of Story’s jurisprudence. Written in plain English for laymen and professionals alike, the essays attest to Story’s almost religious belief that only scientific law could save the republic from impending chaos.

R. KENT NEWMYER

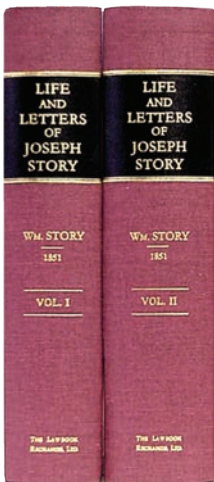
University of Connecticut School of Law
author of *Supreme Court Justice Joseph Story:
Statesman of the Old Republic* (1985)

Apart from James Kent, no man has had greater influence on the development of American law than Joseph Story [1779–1845].

He was Dane Professor of Law at Harvard, where he played a key role in the growth of the school and the establishment of its national eminence.

Joseph Story was appointed the youngest Associate Justice of the Supreme Court of the United States in 1811, where he was the author of several landmark decisions, such as *Martin v. Hunter's Lessee*.

His many books, most notably the monumental work *Commentaries on the Constitution* (1833), have been cited extensively, and he remains an authority today.



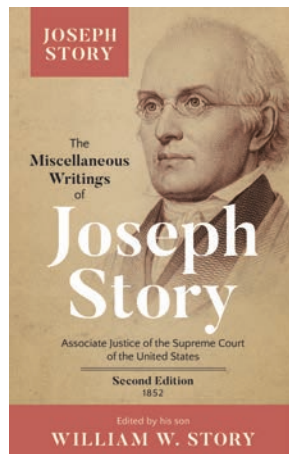
Joseph Story
William Wetmore Story, Editor
Life and Letters of Joseph Story
Associate Justice of the Supreme Court of the United States and Dane Professor of Law at Harvard University, Edited by his Son, William W. Story

Originally published: Boston: Charles C. Little and James Brown, 1851.
Two volumes. xii, 574; viii, 676 pp. Frontispiece.

2 Vols. Hardcover 2001
ISBN 978-1-58477-071-8
\$95.

From Story's vast correspondence his son William (1819–1895) has selected those letters that describe his childhood and youth, education, life at the bar, and judicial and professorial life. Taken along with his various published treatises and his monumental work on the Constitution, *Commentaries on the Constitution* (1833), this assemblage illuminates the fine mind that was Story's.

Temporarily out of stock.
Estimated in stock 12/18.



Joseph Story
William Wetmore Story, Editor
The Miscellaneous Writings of Joseph Story
Associate Justice of the Supreme Court of the United States and Dane Professor of Law at Harvard University, Edited by His Son, William W. Story

Originally published: Boston: C.C. Little and J. Brown, 1852. x, 828 pp.

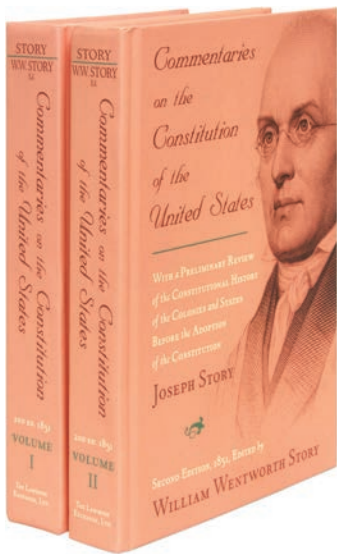
Hardcover 2017
ISBN 978-1-58477-072-5
\$49.95

Second expanded edition, the first edition having been compiled by Joseph Story in 1935 at the age of fifty seven. Justice Story's enormous influence on American law is demonstrated in this collection of his writings, edited by his son. Includes his autobiography that was written in the form of a fascinating long letter to his son, and many other articles, essays, lectures, and biographical sketches of judges and lawyers (including Chief Justice John Marshall and Associate Supreme Court Justice Bushrod Washington). Topics include a proposed course of legal study, maritime law, piracy and the slave trade, commercial law, codification of the common law and much more.

UNDOUBTEDLY THE MOST IMPORTANT AMERICAN CONSTITUTIONAL WORK
AFTER *THE FEDERALIST*

Commentaries on the Constitution was the most extensive and widely discussed study of the Constitution written during the antebellum period. It was originally published in 1833 and went through two more editions in 1851 and 1858. Dedicated to John Marshall, it presented a strongly Federalist interpretation. Divided into three books, it offers a strongly nationalist interpretation of the Federal constitution. Book I contains a history of the colonies and a discussion of their charters. Book II discusses the Continental Congress and analyzes the flaws that crippled the Articles of Confederation. Book III begins with a history of the Constitution and its ratification. This is followed by a brilliant line-by-line exposition of each of its articles and amendments.

Comparing it to *The Federalist*, James Kent said that Story's work was "written in the same free and liberal spirit, with equal exactness and soundness of doctrine, and with great beauty and eloquence of composition.... Whoever seeks...a complete history and exposition of this branch of our jurisprudence, will have recourse to [this] work, which is written with great candor, and characterized by extended research, and a careful examination of the vital principles upon which our government reposes.": cited in Marvin, *Legal Bibliography* (1847) 669-670.



Joseph Story
[William Wetmore Story, Editor]

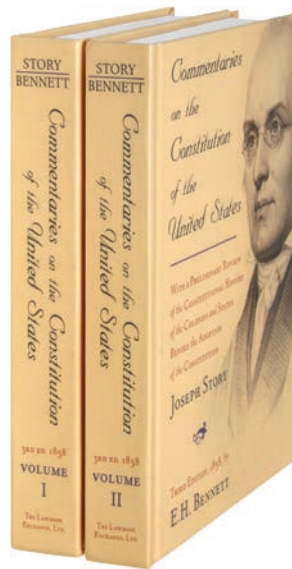
Commentaries on the Constitution of the United States

With a Preliminary Review of the Constitutional History of the Colonies and States, Before the Adoption of the Constitution

Originally published: Boston: Little, Brown and Company, 1851. 2 Vols. xxxiii, 734; 632 pp.

Reprint of the second edition, with additions by his son W.W. Story [1819-1895].

2 vols. Hardcover 2016
ISBN 978-1-58477-515-7
\$95.



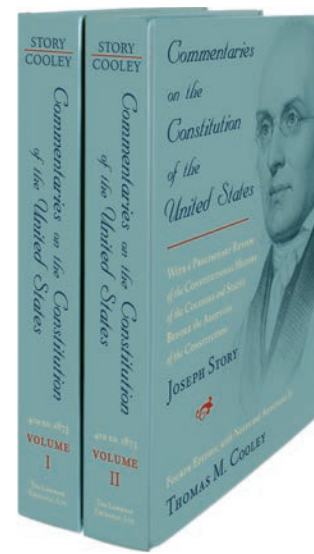
Joseph Story
E.H. Bennett, Editor

Commentaries on the Constitution of the United States
With a Preliminary Review of the Constitutional History of the Colonies and States, Before the Adoption of the Constitution

Originally published: Boston: Little, Brown and Company, 1858. 2 Vols. xxxiii, [ii], 735; [ii], 702 pp.

Reprint of the third edition, by E.H. Bennett.

2 vols. Hardcover 2015
ISBN 978-1-58477-193-7
\$95.



Joseph Story
Thomas M. Cooley, Editor

Commentaries on the Constitution of the United States

With a Preliminary Review of the Constitutional History of the Colonies and States Before the Adoption of the Constitution. Fourth Edition, with Notes and Additions by Thomas M. Cooley

Originally published: Boston: Little, Brown, and Company, 1873. 2 Vols. xxxii, 752; 737 pp.

Reprint of the important fourth edition edited by Thomas M. Cooley. Published in 1873, Cooley's edition updated Story's text to include discussion of the 13th, 14th and 15th Amendments, as well as other changes introduced during the Civil War and Reconstruction.

2 vols. Hardcover 2008, 2011
ISBN 978-1-58477-878-3
\$95.

“AN EPOCH IN THE LAW”

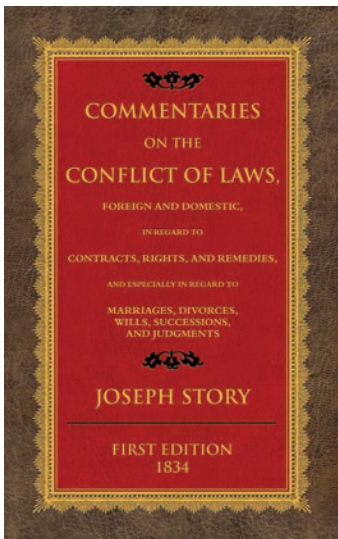
Marvin considers Story’s *Conflict of Laws* to be the first systematic work on the subject. Story collected material from all available sources, and systematized it in a manner useful to all practitioners. It was held in high respect in North America, Great Britain and Europe.

“No work on international jurisprudence merited, nor received, greater praise from the jurists of Europe. It impressed English lawyers with the highest respect for the extensive learning of Mr. Justice Story.”

J.G. Marvin, *Legal Bibliography* (1847) 670-671

“...[i]t is not too much to say that its publication constituted an epoch in the law; for it became at once the standard and almost the sole authority...[it also] received the honor of being practically the first American law book to be cited as authority in English courts.”

Charles Warren, *A History of the American Bar* 545



Joseph Story

Commentaries on the Conflict of Laws

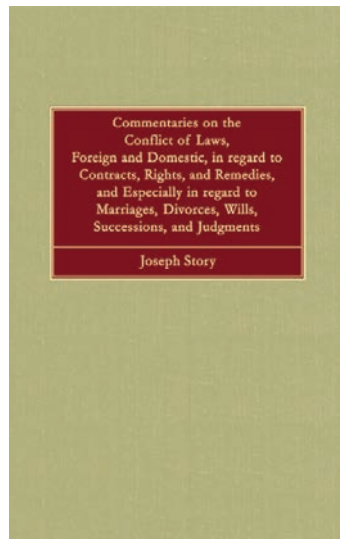
Foreign and Domestic, in Regard to Contracts, Rights, and Remedies, and Especially in Regard to Marriages, Divorces, Wills, Successions, and Judgments

Originally published: Boston: Hilliard, Gray and Company, 1834. xxv, [1], 557 pp.

Reprint of the first edition.

Hardcover 2007
ISBN 978-1-58477-773-1
\$49.95

Paperback 2010
ISBN 978-1-61619-098-9
\$29.95



Joseph Story

Commentaries on the Conflict of Laws

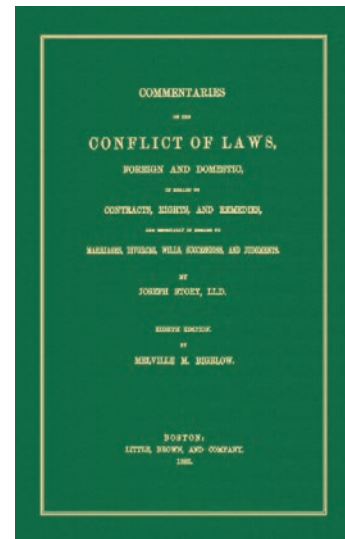
Foreign and Domestic, in Regard to Contracts, Rights, and Remedies, and Especially in Regard to Marriages, Divorces, Wills, Successions, and Judgments. Second Edition. Revised, Corrected and Greatly Enlarged

Originally published: London: A. Maxwell, 1841. xxxiv, 927 pp. (misnumbered in original, pp. 753-756 omitted.)

Reprint of the second edition and last edition written by Joseph Story.

Hardcover 2001
ISBN 978-1-58477-145-6
\$49.95

Temporarily out of stock.
Estimated in stock 12/18.



Joseph Story

Melville Madison Bigelow, Editor

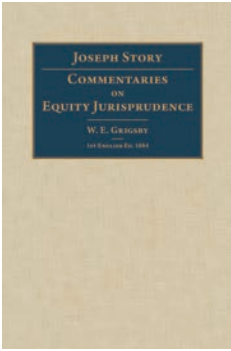
Commentaries on the

Conflict of Laws
Foreign and Domestic, in Regard to Contracts, Rights, and Remedies, and Especially in Regard to Marriages, Divorces, Wills, Successions, and Judgments

Originally published: Boston: Little, Brown, and Company, 1883. xxxix, 901 pp.

Reprint of the eighth and last edition.

Hardcover 2008
ISBN 978-1-58477-845-5
\$69.95

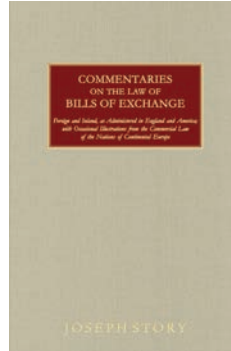


Hardcover 2006, 2014
ISBN 978-1-58477-594-2
\$95.

Joseph Story
W.E. Grigsby, Editor
Commentaries on Equity Jurisprudence

Originally published: London: Stevens and Haynes, 1884. lxxiii, 1093 pp.

Reprint of the first English edition, based on the 12th American edition with notes on English decisions by W.E. Grigsby. "Probably the decisive factor in our reception of English equity was Story's *Equity Jurisprudence*. (...) If equity had been expounded to American judges and lawyers and students in the dry and technical fashion of the contemporary English treatises, we might have been sorely hampered in the development of American Law by a crippled equity. Story's sympathetic exposition of English equity (...) was the one thing needed to commend equity to our American courts and to counteract the forces that were working against it.": Pound, *The Formative Era in American Law* 156-157.

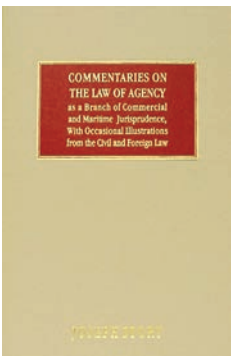


Hardcover 2004
ISBN 978-1-58477-454-9
\$49.95

Joseph Story
Commentaries on the Law of Bills of Exchange Foreign and Inland, as Administered in England and America; with Occasional Illustrations from the Commercial Law of the Nations of Continental Europe

Originally published: Boston: Charles C. Little and James Brown, 1843. xxiv, 608 pp.

Reprint of the first edition. In *The Formative Era of American Law*, Pound refers to the *Commentaries on the Law of Bills of Exchange* as one of the standard texts of the nineteenth century. As Marvin pointed out in 1847, it was certainly the most complete and wide ranging text of its day. In addition to American and English sources Story draws on the work of Heineccius and other civil-law jurists. Marvin, *Legal Bibliography* (1847) 673.

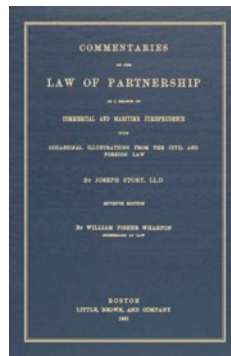


Hardcover 2004
ISBN 978-1-58477-372-6
\$49.95

Joseph Story
Commentaries on the Law of Agency as a Branch of Commercial and Maritime Jurisprudence With Occasional Illustrations from the Civil and Foreign Law

Originally published: Boston: Charles C. Little and James Brown, 1839. xxiii, 544 pp.

Reprint of the first edition. This treatise was written during the period in which Story [1779-1845] was an Associate Justice of the United States Supreme Court and Professor of Law at Harvard Law School. In his *Legal Bibliography* (1847), Marvin praised the thoroughness of this treatise, noting that "[Story] has everywhere illustrated the doctrines of common law, by copious extracts from distinguished writers on Roman and Continental law" (672). And in *The Formative Era in American Law*, Pound includes this title in a list of the most influential and authoritative American treatises written during the nineteenth century (140-141).

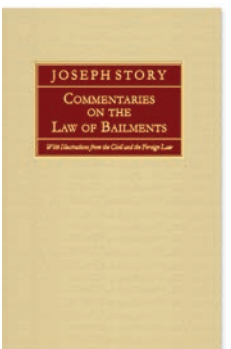


Hardcover 2007
ISBN 978-1-58477-766-3
\$49.95

Joseph Story
William Fisher Wharton, Editor
Commentaries on the Law of Partnership as a Branch of Commercial and Maritime Jurisprudence With Occasional Illustrations from the Civil and Foreign Law

Originally published: Boston: Little, Brown & Co., 1881. li, 730 pp.

Reprint of the seventh and final edition. First published in 1841, this was the last of Story's great treatises. It was a standard work in the United States and, to some extent, Great Britain. In his *Law Studies* Samuel Warren said that it is "a truly luminous exposition of a subject noted for its intricacy, and the subtlety of the rules upon which the system depends" (451). It was a deeply influential work as well. Indeed, Pound mentions it his list of texts that were "a significant force in our legal development.": *The Formative Era of American Law* 140.

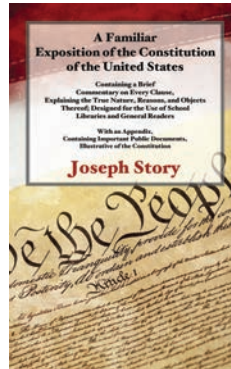


Hardcover 2007
ISBN 978-1-58477-778-6
\$45.95

Joseph Story
Commentaries on the Law of Bailments With Illustrations from the Civil and Foreign Law

Originally published: Cambridge: Hilliard and Brown, 1832. xxxiv, 411 pp.

Reprint of the first edition. "Whatever was to be found in the English and American decisions, whatever Roman and Continental jurisprudence afforded on illustration of the law of bailments, Joseph Story collected and combined with surprising industry, and wonderful learning...Story's *Bailments* affords one of the best examples, in modern times, of the illustration which our laws are susceptible of, by the aid of foreign jurisprudence": Marvin, *Legal Bibliography* (1847) 668-669.



Hardcover 1999, 2012
ISBN 978-1-886363-71-7
\$24.95

Joseph Story
A Familiar Exposition of the Constitution of the United States Containing a Brief Commentary on Every Clause, Explaining the True Nature, Reasons, and Objects Thereof; Designed for the Use of School, Libraries and General Readers. With an Appendix, Containing Important Public Documents, Illustrative of the Constitution

Originally published: New York: Harper & Brothers: 1865. 372 pp.

Reprint of the 1865 edition. A manual on the Constitution for the Everyman, by an early master of that document. Designed to follow the order of Story's well-known *Commentaries on the Constitution*, this work is written in language geared to the student or layman, nevertheless showing great breadth and profundity in his explications.

Paperback 2012
ISBN 978-1-61619-272-3
\$18.95

About Us

Founded in 1983, The Lawbook Exchange began publishing reprints of legal classics in 1991, and introduced original titles in 2003. We currently serve thousands of individuals and institutions worldwide.

Although we have been publishing new original titles since 2003, we have issued them under the same imprint as our reprint editions: LAWBOOK EXCHANGE, LTD. In 2013 we divided our publication division into two units.

Our imprint, TALBOT PUBLISHING, presents new monographs of current scholarship in law and legal history.

LAWBOOK EXCHANGE REPRINTS is a series of more than 1,200 classic texts, many with new introductions, indexes and other new material by leading scholars. This series also includes recent monographs for which we have obtained copyright, thus they are not available elsewhere. Most of those are included here. Our reprints feature unabridged, carefully reproduced texts, acid-free paper and attractive, high-quality bindings.

For our latest catalogues and our complete list of over 1,240 titles by subject, please visit our website

www.lawbookexchange.com



THE LAWBOOK EXCHANGE LTD.

33 Terminal Avenue, Clark, NJ 07066-1321
Telephone: (732) 382-1800 or (800) 422-6686
Fax: (732) 382-1887
E-mail: law@lawbookexchange.com
www.lawbookexchange.com